



PATENT  
39320-0002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Cousineau et al.  
U.S. Appl. No.: 10/541,620  
PCT No.: PCT/CA04/00041  
Int. Filing Date: 09 January 2004  
Priority Date: 09 January 2003  
Title: Distributed System Enabling Integration and Automation of Marketing,  
Sales and Services

Mail Stop Petitions  
Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO DECISION**

In a Decision dated September 21, 2006 in the above-identified patent application, on Applicants' Petition Under 37 CFR 1.47(a), the Petition was dismissed without prejudice because the Declaration submitted by eight of the nine joint inventors was found not to comply with 37 CFR 1.497 (a) and (b) because a "composite" Declaration was filed. In addition, it was suggested that a corrected Application Data Sheet be filed including the correct name of the misidentified inventor. It was found that the conduct of the non-signing inventor, Michael Johnston, constituted a refusal to cooperate pursuant to MPEP Section 409.03(d).

Enclosed are eight complete Declarations, each signed by one of the eight signing inventors.

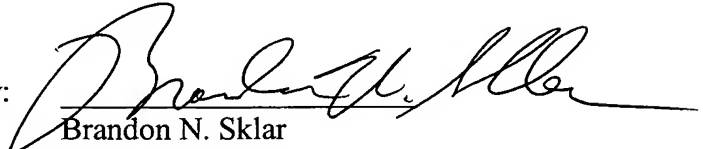
Also enclosed is a Corrected Information Data Sheet, including the correct spelling of the name of Michael "Johnston," as well as a new address for one of the inventors, Luca Fillipozzi, as indicated in his Declaration.

As stated in the Decision, no additional fee is due. However, if a fee is found to be due, the Patent Office is hereby authorized to charge the fees for filing of this document to Deposit Account 50-0988 in the name of Kaye Scholer LLP.

Respectfully submitted,  
Kaye Scholer LLP

Dated: November 17, 2006

By:

  
Brandon N. Sklar  
(Reg. No. 31,667)

**MAILING ADDRESS**  
KAYE SCHOLER LLP  
425 Park Avenue  
New York, New York 10022  
(212) 836 - 8000



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**CORRECTED INFORMATION DATA SHEET**

1. Inventor Name: John Glen  
Family Name: Cousineau  
Postal Address Line One: 2775 West 42<sup>nd</sup> Avenue  
City: Vancouver  
State or Province: British Columbia  
Zip Code: V6N 3G4  
Citizenship country: Canada
2. Inventor Name: Chris  
Family Name: Goard  
Postal Address Line One: 3854 West 33<sup>rd</sup> Avenue  
City: Vancouver  
State or Province: British Columbia  
Zip Code: V6N 2H6  
Citizenship country: Canada
3. Inventor Name: Eric  
Family Name: Hawthorne  
Postal Address Line One: 5166 Portland Street  
City: Burnaby  
State or Province: British Columbia  
Zip Code: V5J 2P9  
Citizenship country: Canada
4. Inventor Name: Jackie  
Family Name: Ho  
Postal Address Line One: 27 - 4933 Fisher Drive  
City: Richmond  
State or Province: British Columbia  
Zip Code: V6X 3Z2  
Citizenship country: Canada
5. Inventor Name: Travis  
Family Name: Hildebrandt  
Postal Address Line One: 4481 Gladstone Street  
City: Vancouver  
State or Province: British Columbia  
Zip Code: V5N 4Z7  
Citizenship country: Canada

**CORRECTED INFORMATION DATA SHEET**

6. Inventor Name: Luca  
Family Name: Fillipozzi  
Postal Address Line One: 103-2280 Wesbrook Mall  
City: Vancouver  
State or Province: British Columbia  
Zip Code: V6T 2K8  
Citizenship country: Canada
7. Inventor Name: Michael  
Family Name: Johnston  
Postal Address Line One: 2775 West 42<sup>nd</sup> Avenue  
City: Vancouver  
State or Province: British Columbia  
Zip Code: V6N 3G4  
Citizenship country: Canada
8. Inventor Name: Ivar  
Family Name: Vasara  
Postal Address Line One: 2775 West 42<sup>nd</sup> Avenue  
City: Vancouver  
State or Province: British Columbia  
Zip Code: V6N 3G4  
Citizenship country: Canada
9. Inventor Name: Felix  
Family Name: Kan  
Postal Address Line One: Flat F, 27/F, Block 3 Greenfield Garden  
City: Tsing Yi, NT  
State or Province: Hong Kong  
Zip Code: n/a  
Citizenship country: Canada

11-20-06

IFW



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Mail Stop Petitions  
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**CERTIFICATE OF EXPRESS MAILING**

Sir:

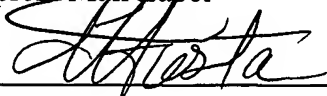
I hereby certify that the following documents are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" under 37 CFR §1.10 on the date shown below with sufficient postage in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450:

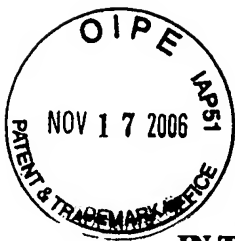
1. Response to Decision;
2. Corrected Information Data Sheet;
3. Eight executed Declarations; and
4. Return receipt postcard.

Maritza Acosta  
Name of Person Mailing

November 17, 2006  
Date of Deposit

EV 815653235 US  
Express Mail Label

  
Signature of Person Mailing Paper



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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
COMBINED DECLARATION AND POWER OF ATTORNEY**

As below named inventors, we hereby declare that:

Each inventor's residence, mailing address and citizenship are as stated below next to their name.

We each believe we are the original and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **DISTRIBUTED SYSTEM ENABLING INTEGRATION AND AUTOMATION OF MARKETING, SALES AND SERVICES**, the specification of which has an International Filing Date of January 9, 2004, an International Application Number of PCT/CA2004/000041, and a U.S. Application Number of 10/541,620.

We each claim priority benefits under Title 35, United States Code, 119(e) of U.S. Provisional Application No. 60/438,588, filed on January 9, 2003.

We each claim foreign priority benefits under Title 35, United States Code, 119(a)-(d) or 365(b) of any foreign application for patent or 365(a) of any PCT International application which designate at least one country other than the United States, listed below:

<u>Country</u>	<u>Application No.</u>	<u>Filing Date</u>
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We each hereby appoint the attorneys assigned to the Customer Number listed below with full power of substitution and revocation, to prosecute said applications, to make

*[Handwritten signature]*  
Nov 18/06

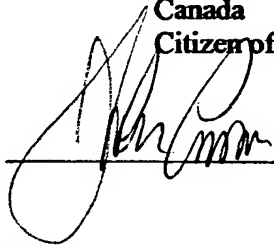
alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith:

**Customer No.: 000041881**

Please address all correspondence to Brandon N. Sklar, Kaye Scholer LLP, 425 Park Avenue, New York, NY 10022, and direct all telephone calls to Brandon N. Sklar at (212) 836-8653.

1. **Inventor/Applicant:** John Glen Cousineau  
2775 West 42<sup>nd</sup> Avenue  
Vancouver, British Columbia V6N 3G4  
Canada  
Citizen of Canada

Signature



Date

November 12/2006

2. **Inventor/Applicant:** Chris Goard  
3854 West 33<sup>rd</sup> Avenue  
Vancouver, British Columbia V6N 2H6  
Canada  
Citizen of Canada

Signature

Date

3. **Inventor/Applicant:** Eric Hawthorne  
5166 Portland Street  
Burnaby, British Columbia V5J 2P9  
Canada  
Citizen of Canada

Signature

Date

4. **Inventor/Applicant:** Jackie Ho  
27 - 4933 Fisher Drive  
Richmond, British Columbia V6X 3Z2  
Canada  
Citizen of Canada

Signature \_\_\_\_\_ Date \_\_\_\_\_

5. **Inventor/Applicant:** Travis Hildebrandt  
4481 Gladstone Street  
Vancouver, British Columbia V5N 4Z7  
Canada  
Citizen of Canada

Signature \_\_\_\_\_ Date \_\_\_\_\_

6. **Inventor/Applicant:** Luca Fillipozzi  
926 13<sup>th</sup> Street East  
North Vancouver, British Columbia V7L 2N2  
Canada  
Citizen of Canada

Signature \_\_\_\_\_ Date \_\_\_\_\_

7. **Inventor/Applicant:** Michael Johnson  
2775 West 42<sup>nd</sup> Avenue  
Vancouver, British Columbia V6N 3G4  
Canada  
Citizen of Canada

Signature \_\_\_\_\_ Date \_\_\_\_\_




8. **Inventor/Applicant:** Ivar Vasara  
2775 West 42<sup>nd</sup> Avenue  
Vancouver, British Columbia V6N 3G4  
Canada  
Citizen of Canada

Signature \_\_\_\_\_ Date \_\_\_\_\_

9. **Inventor/Applicant:** Felix Kan  
Flat F, 27/F, Block 3 Greenfield Garden  
Tsing Yi, NT  
Hong Kong  
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Signature \_\_\_\_\_ Date \_\_\_\_\_

  
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3854 West 33<sup>rd</sup> Avenue  
Vancouver, British Columbia V6N 2H6  
Canada  
Citizen of Canada

Signature  \_\_\_\_\_ Date Nov 10, 2006

3. Inventor/Applicant: Eric Hawthorne  
5166 Portland Street  
Burnaby, British Columbia V5J 2P9  
Canada  
Citizen of Canada

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27 - 4933 Fisher Drive  
Richmond, British Columbia V6X 3Z2  
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5. Inventor/Applicant: Travis Hildebrandt  
4481 Gladstone Street  
Vancouver, British Columbia V5N 4Z7  
Canada  
Citizen of Canada

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8. Inventor/Applicant: Ivar Vasara  
2775 West 42<sup>nd</sup> Avenue  
Vancouver, British Columbia V6N 3G4  
Canada  
Citizen of Canada

Signature \_\_\_\_\_ Date \_\_\_\_\_

9. Inventor/Applicant: Felix Kan  
Flat F, 27/F, Block 3 Greenfield Garden  
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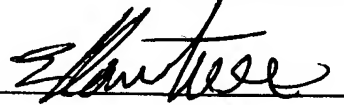
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Citizen of Canada

Signature \_\_\_\_\_ Date \_\_\_\_\_

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Citizen of Canada

Signature \_\_\_\_\_ Date \_\_\_\_\_

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Citizen of Canada

Signature  Date Nov 14/06

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Canada  
Citizen of Canada

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Vancouver, British Columbia V5N 4Z7  
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Citizen of Canada

Signature \_\_\_\_\_ Date \_\_\_\_\_

6. **Inventor/Applicant:** Luca Fillipozzi  
926 13<sup>th</sup> Street East  
North Vancouver, British Columbia V7L 2N2  
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Signature \_\_\_\_\_ Date \_\_\_\_\_

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Signature \_\_\_\_\_ Date \_\_\_\_\_

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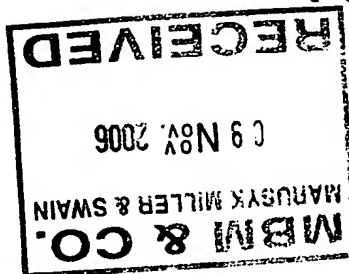
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Hong Kong  
Citizen of Canada

Signature \_\_\_\_\_ Date \_\_\_\_\_



39320-0002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
COMBINED DECLARATION AND POWER OF ATTORNEY**

As below named inventors, we hereby declare that:

Each inventor's residence, mailing address and citizenship are as stated below next to their name.

We each believe we are the original and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **DISTRIBUTED SYSTEM ENABLING INTEGRATION AND AUTOMATION OF MARKETING, SALES AND SERVICES**, the specification of which has an International Filing Date of January 9, 2004, an International Application Number of PCT/CA2004/000041, and a U.S. Application Number of 10/541,620.

We each claim priority benefits under Title 35, United States Code, 119(e) of U.S. Provisional Application No. 60/438,588, filed on January 9, 2003.

We each claim foreign priority benefits under Title 35, United States Code, 119(a)-(d) or 365(b) of any foreign application for patent or 365(a) of any PCT International application which designate at least one country other than the United States, listed below:

<u>Country</u>	<u>Application No.</u>	<u>Filing Date</u>
Canada	PCT/CA2004/000041	January 9, 2004

We each hereby state that we have reviewed and understands the contents of the above identified specification, including the claims, specifically referred to in this oath or declaration.

We each acknowledge the duty to disclose all information known to us which is material to patentability as defined in Title 37, Code of Federal Regulations, 1.56.

We each hereby declare that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statement may jeopardize the validity of the application or any patent issued thereon.

We each hereby appoint the attorneys assigned to the Customer Number listed below with full power of substitution and revocation, to prosecute said applications, to make

alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith:

**Customer No.: 000041881**

Please address all correspondence to Brandon N. Sklar, Kaye Scholer LLP, 425 Park Avenue, New York, NY 10022, and direct all telephone calls to Brandon N. Sklar at (212) 836-8653.

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4. Inventor/Applicant: Jackie Ho  
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8. Inventor/Applicant: Ivar Vasara  
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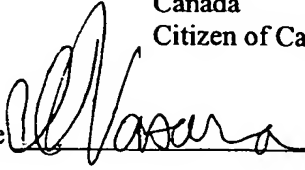
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